

MINUTES OF THE MEETING
OF THE
BOARD OF DENTISTRY

January 12, 2018

ROLL CALL

The meeting of the Board of Dentistry was called to order at 9:00 a.m. by Dennis Anderson, DDS, Chairperson, in the Lincoln Room at the Country Inn & Suites, located at 5353 North 27th Street, Lincoln, Nebraska. The Agenda and Revised Agenda (revised more than 24 hours prior to the commencement of the meeting and posted/available for public inspection at the Board's office more than 24 hours prior to the meeting) were sent to the Board members and other interested parties prior to the meeting. The following members answered the roll call:

Dennis Anderson, DDS, Chairperson
Lisa Kucera, RDH, Vice-Chairperson
Cynthia Gaskill, RDH, Secretary
Charles Bauer, DDS
David Blaha, DDS
Dean Cope, DDS
John Thomas, DMD
Gregory Thomas, JD

Absent: Yoshiharu Ameku, DDS
Mary Sneckenberg

Also present were: Kathie Lueke, Program Manager; Vonda Apking, Health Licensing Coordinator; Ami Huff, Assistant Attorney General; Jeff Newman, Investigator; and Larry Wiehn, Investigator.

Anderson announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

ADOPTION OF AGENDA

Blaha moved, seconded by J. Thomas, to adopt the Agenda with the ability for the Chairperson to rearrange as necessary. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

APPROVAL OF MINUTES

October 20, 2017

Cope moved, seconded by Blaha, to approve the October 20, 2017 minutes as presented. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

DESIGNATION OF THE METHOD BY WHICH THIS BODY WILL GIVE PUBLIC NOTICE OF ITS MEETINGS

Apking explained that the Board needs to inform the public each year the method by which the Board will provide notice of their meetings. In the past, the Board had chosen to post meeting agendas at the Nebraska State Office Building, to e-mail agendas to the interested parties list, and to post agendas on the Department's website. Kucera moved, seconded by Blaha, to continue the same method that the Department has been using to provide public notice of this Board's meetings by posting meeting agendas at the Nebraska State Office Building, by e-mailing agendas to the interested parties list, and by posting agendas on the Department's website. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

INVESTIGATIONAL REPORTS AND APPLICATION REVIEW – CLOSED SESSION

Bauer moved, seconded by Blaha, to go into closed session at 9:04 a.m. for the purpose of review and discussion of investigative reports, licensure applications, and other confidential information, and for the prevention of needless injury to the reputation of the individuals. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

J. Thomas moved, seconded by Cope, to reopen the session at 9:39 a.m. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

DRAFT BOARD OF DENTISTRY NEWSLETTER

The Board provided their suggested changes and additions. Gaskill moved, seconded by Blaha, to approve the draft newsletter with the suggested corrections and additions and set for publication. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

Staff will make the suggested changes and additions and set the newsletter for publication.

CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS) APPOINTMENT OF A DENTAL HYGIENE EXAMINATION REVIEW COMMITTEE REPRESENTATIVE

Gaskill moved, seconded by Cope, to nominate Kucera as the Nebraska board of Dentistry's representative on CRDTS Dental Hygiene Examination Review Committee (DHERC). Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Abstain: Kucera. Motion carried.

AMERICAN ASSOCIATION OF DENTAL BOARDS (AADB) – MEMBER COMMENTS ABOUT THE AADB ANNUAL MEETING – OCTOBER 17-18, 2017 IN ATLANTA, GA

Anderson provided the Board with a written report from the AADB Annual meeting.

These minutes have not been reviewed or approved by the Board of Dentistry.

2018 LEGISLATION

LB 788 - Require continuing education for health care professionals regarding opiate prescriptions

The Board discussed this legislation and recommended writing a letter of support if the language was modified.

LB 931 – Provide requirements for opiate prescriptions

The Board discussed this legislation and recommended writing a letter of support.

LB 934 - Require identification prior to receipt of dispensed opiates

The Board discussed this legislation and recommended writing a letter of support.

Cope moved, seconded by J. Thomas, to write a letter of support for LB 934. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

Blaha moved, seconded by J. Thomas, to write a letter of support for LB 931. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

J. Thomas moved, seconded by Blaha, to write a letter of support for LB 788 if language was modified to only require continuing competency once. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

Anderson volunteered to draft the letters of support for LB 788, LB 931, and LB 934 for Board approval.

DISCUSSION ON BOARD CRITERIA FOR APPROVAL - NEW CREDENTIALS ESTABLISHED BY LB18

Board members considered a handout that listed references from LB18 that stipulates board approval of requirements, courses, or other items within the statute. The board requested input from the subcommittee on courses or conditions for the new credential areas. As a result, a meeting for the subcommittee will be scheduled prior to the next board meeting so that the input can be considered.

REQUEST TO APPROVE COURSES IN DENTURE ADJUSTMENTS, WRITING PRESCRIPTIONS, INTERIM THERAPEUTIC RESTORATIONS, AND NITROUS OXIDE ADMINISTRATION

Cope moved, seconded by J. Thomas, to table this agenda item until the Regulations Subcommittee meets and makes a recommendation to the Board related to criteria for course approval. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

These minutes have not been reviewed or approved by the Board of Dentistry.

RESTORATIVE EXPANDED FUNCTIONS COURSE FOR DENTAL HYGIENISTS AND DENTAL ASSISTANTS - APPROVAL REQUEST(S)

Cope moved, seconded by J. Thomas, to table this agenda item until the Regulations Subcommittee meets and makes a recommendation to the Board related to criteria for course approval. Voting aye: Anderson, Blaha, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Sneckenberg. Motion carried.

PRACTICE QUESTION – PLACING SILVER DIAMINE FLUORIDE ON CHILDREN IN PUBLIC HEALTH SETTINGS UNDER A PUBLIC HEALTH AUTHORIZATION

Charles Craft, DDS, Dental Health Director, provided the Board background information on the use of silver diamine fluoride by dental hygienist with a public health authorization. Explaining that the Board had discussed this issue in the past and made two opinions one in July 2016 and one in October of 2016. The question presented to the Board at October 2016 meeting along with then Board's motion was as follows:

Can a Dental Hygienist with a Public Health Authorization Use Silver Diamine Fluoride Independently in a Public Health Setting under General Supervision? (Submitted by Charles Craft, DDS)

The Board's response is: Anderson moved, seconded by Gaskill, it is acceptable for a dental hygienist with a public health authorization to use silver diamine fluoride independently in a public health setting under general supervision. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, Sneckenberg, G. Thomas, Wilwerding. Voting nay: None. Absent: J. Thomas. Motion carried.

Dr. Craft explained that it was never his intention to include the words "under General Supervision" because dental hygienists holding a public health authorization do not have to work under general supervision. Dr. Craft explained to the Board that dental hygienists working in public health are required to educate the patients on the outcome of using silver diamine and that it could be helpful to require that the patient's guardian or caregiver sign an "Inform Consent" form before silver diamine is applied to the patient's teeth. Dr. Craft has requested that the Board revisit the motion from October 2016 and remove the reference to general supervision.

Blaha moved, seconded by Gaskill, to remove the words "general supervision" from the original motion back in October of 2016. The motion would now read "It is acceptable for a dental hygienist with a public health authorization to use silver diamine fluoride independently in a public health setting." Voting aye: Anderson, Blaha, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: Bauer, Cope. Absent: Ameku, Sneckenberg. Motion carried.

Bauer moved, seconded by J. Thomas, to require proper training in the application of silver diamine for the dental hygienist working in a public health setting and require that they obtain an "Informed Consent" form prior to the application of silver diamine. Voting aye: Bauer, Cope, G. Thomas. Voting nay: Anderson, Blaha, Gaskil, Kucera. Abstain: J. Thomas. Absent: Ameku, Sneckenberg. Motion does not carried.

Staff please forward the e-mail regarding dental assistants taking impressions to Hampton.

Blaha left the meeting at 12:32 p.m.

These minutes have not been reviewed or approved by the Board of Dentistry.

ELECTION OF OFFICERS

G. Thomas moved, seconded by Cope, to keep the current slate of officers which are Anderson as Chair, Kucera as Vice-Chair, and Gaskill as Secretary. Voting aye: Anderson, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Blaha, Sneckenberg. Motion carried.

ADJOURNMENT

Cope moved, seconded by Kucera, to adjourn the meeting at 12:35 p.m. Voting aye: Anderson, Bauer, Cope, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Ameku, Blaha, Sneckenberg. Motion carried.

Respectfully submitted by,

Cynthia Gaskill, RDH, Secretary
Board of Dentistry